



04/02/97

FWC #16
 08826577
 68340 U.S. PTO
 04/02/97

DOCKET NUMBER 203442102501	ANTICIPATED CLASSIFICATION OF THIS APPLICATION: CLASS SUBCLASS	PRIOR APPLICATION: EXAMINER ART UNIT
		R. Hayes 1818

Morrison & Foerster LLP
 755 Page Mill Road
 Palo Alto, California 94304-1018

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

I hereby certify that this paper or fee is being deposited on April 2, 1997 with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 as Express Mail Label No. EM056840893US and is addressed to: Assistant Commissioner or Patents, Washington, D.C. 20231.

Virachack Souvannavong

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

REQUEST FOR FILING CONTINUATION APPLICATION
 UNDER 37 C.F.R. § 1.62

Box FWC
 Assistant Commissioner for Patents
 Washington, D.C. 20231

Dear Sir:

This is a Request for filing a continuation application under 37 C.F.R. § 1.62 of prior application Serial No. 08/404,832, filed on March 13, 1995 entitled CD40 BINDING COMPOSITIONS AND METHODS OF USING SAME by the following inventor:

FULL NAME OF INVENTOR	FAMILY NAME <u>Dixit</u>	FIRST GIVEN NAME <u>Vishva</u>	SECOND GIVEN NAME <u>M.</u>
RESIDENCE & CITIZENSHIP	CITY <u>Ann Arbor</u>	STATE OR FOREIGN COUNTRY <u>Michigan</u> <i>MI</i>	COUNTRY OF CITIZENSHIP <u>United States of America</u>
POST OFFICE ADDRESS	POST OFFICE ADDRESS <u>1300 Pepperpike</u>	CITY <u>Ann Arbor</u>	STATE & ZIP CODE/COUNTRY <u>MI 48105</u>

The above-identified prior application in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned under 37 C.F.R. § 1.62(g) as of the filing date of this new application. Please use all the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application (No new specification is required, 37 C.F.R. § 1.62(e)).

- ☒ Enter the unentered amendment previously filed on February 3, 1997 under 37 C.F.R. § 1.116 in the prior application.
- ☐ A preliminary amendment is enclosed.
- ☐ This application is being filed by less than all the inventors named in the application. The Assistant Commissioner is requested under 37 C.F.R. § 1.62(a) to delete the names of the following person or persons from the prior application who are not inventors of the invention being claimed in this application:
- ☒ The filing fee is calculated on the basis of the claims existing in the prior application as amended above.

FOR	NUMBER FILED	NUMBER EXTRA	RATE	CALCULATIONS
TOTAL CLAIMS	20 - 20 =	0	x \$22.00	\$0
INDEPENDENT CLAIMS	2 - 3 =	0	x \$80.00	\$0
MULTIPLE DEPENDENT CLAIM(S) (if applicable) (37 C.F.R. § 1.16(d))			+ \$260.00	\$
			BASIC FEE	\$770.00
			EXTENSION FEE	\$390.00
			TOTAL OF ABOVE CALCULATIONS =	\$1,160.00
Reduction by 1/2 for filing by small entity (Note 37 C.F.R. §§ 1.9, 1.27, 1.28).				\$580.00
			TOTAL =	\$580.00

- ☒ Verified statement to establish small entity status under 37 C.F.R. §§ 1.9 and 1.27:
- ☐ is enclosed.
- ☒ was filed in the prior application serial no 08/404,832 filed March 13, 1995 and such status is still proper and desired (37 C.F.R. § 1.28 (a)).
- ☒ A check in the amount of \$580.00 is enclosed.
- ☐ The Assistant Commissioner is hereby authorized to charge \$580.00 to **Deposit Account No. 03-1952**. A duplicate copy of this request is enclosed for that purpose.
- ☐ The Assistant Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. §§ 1.16 and 1.17 that may be required, or credit any overpayment to **Deposit Account No. 03-1952**.
- ☐ A new oath or declaration in compliance with 37 C.F.R. § 1.63 is included since this application is a continuation-in-part which discloses and claims additional matter.

- ☒ Amend the specification by inserting after the title the sentence:

C1

-- This application is a continuation of application Serial No.
08/404,832, filed March 13, 1995, now abandoned. --

- ☐ Priority of foreign application Serial No. , filed on in is claimed under
35 U.S.C. § 119(a) through (d).
- ☐ The certified copy of the priority application is enclosed.
- ☐ The certified copy of the priority application was been filed in prior application
serial no. , filed on .
- ☐ A certified copy has NOT yet been filed.
- ☒ The prior application is assigned of record to The Regents of the University of Michigan.
- ☒ Also enclosed: Petition for an Additional Two Month Extension of Time; Information
Disclosure Statement; Form PTO-1449; 4 references; return receipt
postcard.

- ☒ The power of attorney in the prior application is to:

Reid G. Adler (Reg No 30,988)
David L. Bradfute (Reg No. 39,117)
Thomas E. Ciotti (Reg No. 21,013)
Patricia M. Drost (Reg No 29,790)
Edward G. Durney (Reg No 37,611)
Tyler Dylan (Reg No. 37,612)
Nancy Joyce Gracey (Reg No 28,216)
Gary A. Green (Reg No 38,474)
Stuart P. Kaler (Reg No. 35,913)
Paul C. Kimball (Reg No 34,641)
Antoinette F. Konski (Reg No. 34,202)
Susan K. Lehnhardt (Reg No. 33,943)

Shmuel Livnat (Reg No. 33,949)
Harry J. Macey (Reg No. 32,818)
Gladys H. Monroy (Reg No. 32,430)
Kate H. Murashige (Reg No. 29,959)
Jackie N. Nakamura (Reg No 35,966)
Freddie K. Park (Reg No. 35,636)
Robert Saltzberg (Reg No. 36,910)
Paul Schenck (Reg No. 27,253)
James R. Shay - Reg. No. 32,062
Debra A. Shetka (Reg No. 33,309)
Cecily Anne Snyder - Reg. No. 37,448
E. Thomas Wheelock (Reg No. 28,825)

- ☒ Recognize as Associate Attorney(s):

Charles D. Holland (Reg No. 35,196)
Mani Adeli (Reg No. 39,585)
Sean Brennan (Reg No. 39,917)
J. Michael Schiff (Reg No. 40,253)
Robert K. Cerpa (Reg No. 39,933)
Lee K. Tan (Reg No. 39,447)
Madeline I. Johnston (Reg No. 36,174)
Stephen C. Durant (Reg No. 31,506)
Elaine T. Sale (Reg No. P-41,286)
Barry E. Bretschneider (Reg No. 28,055)

Laurie A. Axford (Reg No. 35,053)
Catherine M. Polizzi (Reg No. 40,130)
James C. Peacock III (Reg No. 40,124)
Robert A. Millman (Reg No. 36,217)
Ronald D. Devore (Reg No. 39,958)
Alan W. Cannon (Reg No. 34,977)
Dahna S. Pasternak (Reg No. P-41,411)
Frank Wu (Reg No. P-41,386)
Hector Gallegos (Reg No. P-40,614)

- ☒ Address all future communications (may only be completed by applicant, or attorney or agent of record) to:

Antoinette F. Konski
Morrison & Foerster LLP
755 Page Mill Road
Palo Alto, California 94304-1018

It is understood that secrecy under 35 U.S.C. § 122 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 C.F.R. § 1.62 application, be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all the other applications in the same file wrapper.

Respectfully submitted,

Dated: April 2, 1997



Antoinette F. Konski
Registration No. 34,202

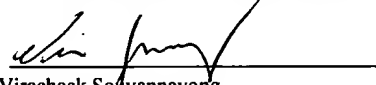
Morrison & Foerster LLP
755 Page Mill Road
Palo Alto, California 94304-1018
Telephone: (415) 813-5730
Facsimile: (415) 494-0792

Address of signator:

- ☐ Inventor
- ☐ Assignee of complete interest
- ☒ Attorney or Agent of record
- ☐ Filed under 37 C.F.R. § 1.34(a)
(no associate Power of Attorney given)

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

I hereby certify that this paper or fee is being deposited on April 2, 1997 with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 as Express Mail Label No. EM056840893US and is addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.


Virachack Souvannavong

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Vishva M. Dixit

Serial No.: 08/404,832

Filing Date: March 13, 1995

For: CD40 BINDING COMPOSITIONS AND
METHODS OF USING SAME

Examiner: R. Hayes

Group Art Unit: 1818

**PETITION FOR EXTENSION OF TIME
37 C.F.R. § 1.136(a)**

Box FWC
Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Applicant petitions the Assistant Commissioner for Patents under 37 C.F.R. § 1.136(a), to extend the time for response to the Final Office action dated October 2, 1997. This extension will extend the time the response is due from February 2, 1997 to April 2, 1997.

- ☐ A [one/two/three/four] month(s) extension is requested; the extension fee is [\$110.00/\$390.00/\$930.00/\$1470.00].
- ☒ A third month extension is requested; the extension fee is \$465.
- ☒ A one month Petition for Extension of Time was previously filed with the appropriate fee on February 3, 1997.

380 MM 04/30/97 08404832.
1 216 410.00 CK

- ☐ The shortened statutory period has been reset by an Advisory Action dated .
- ☒ A check for the amount of \$410.00 is attached.
- ☐ Charge \$0 to Deposit Account No. 03-1952.

The Assistant Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. §§ 1.16 and 1.17 that may be required by this petition, or to credit any overpayment to Deposit Account No. 03-1952. A duplicate copy of this petition is enclosed for that purpose.

Dated: April 2, 1997

Respectfully submitted,

By: Antoinette F. Konski
Antoinette F. Konski
Registration No. 34,202

Morrison & Foerster LLP
755 Page Mill Road
Palo Alto, California 94304-1018
Telephone: (415) 813-5730
Facsimile: (415) 494-0792